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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/940,686	08/27/2001	Bernhard O. Palsson	UCSD1320-1	4327

7590 09/15/2006

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EXAMINER

MORAN, MARJORIE A

ART UNIT	PAPER NUMBER
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1631

DATE MAILED: 09/15/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Response to Rule 312 Communication</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/940,686	PALSSON ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Marjorie A. Moran	1631	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

1. ☒ The amendment filed on 06 September 2006 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☒ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.

(1) All claims are NEW claims. While the subject matter of the claims was previously present, claims numbered 23-25 were never pending at any time during prosecution. This is a clarification of claim status: claims 23-25 should be listed as NEW.

(2) Claim 23 is duplicative of claim 2.

(3) Claims 24-25 have not been examined for enablement, definiteness, etc. and are not prima facie allowable. Entry of claims 24-25 would affect the scope of the allowed invention.

*Marjorie A. Moran*  
9/12/06

Marjorie A. Moran  
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Art Unit: 1631